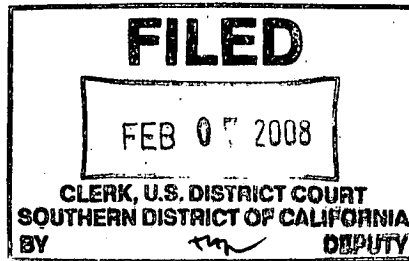


0054



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

'08 MJ 81 15

UNITED STATES OF AMERICA,

Plaintiff,

v.

Rodrigo VELASQUEZ-Cota (1)

Monique RUIZ-Montenegro (2)

Defendants.

Magistrate Case No.:

COMPLAINT FOR VIOLATION OF

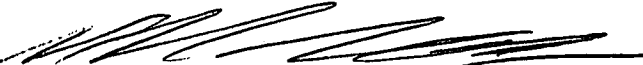
21 U.S.C. § 952 and 960

Importation of a Controlled Substance  
(Felony)

The undersigned complainant being duly sworn states:

That on or about February 6, 2008, within the Southern District of California, defendants Rodrigo VELASQUEZ-Cota and Monique RUIZ-Montenegro did knowingly and intentionally import approximately 24.86 kilograms (54.69 pounds) of cocaine, a Schedule II Controlled Substance, into the United States from a place outside thereof, in violation of Title 21, United States Code, Sections 952 and 960.

The complainant states that this complaint is based on the attached statement of facts incorporated herein by reference.

  
Special Agent  
U.S. Immigration and Customs Enforcement

Sworn to before me and subscribed in my presence this 7th day of February 2008.

  
Peter C. Lewis  
United States Magistrate-Judge

1 UNITED STATES OF AMERICA

2 v.

3 Rodrigo VELASQUEZ-Cota (1)

4 Monique RUIZ-Montenegro (2)

5 STATEMENT OF FACTS

6 This complaint is based on the reports and documents furnished to U. S. Immigration and  
7 Customs Enforcement Special Agent Russell H. Vensk, Jr., and the interviews of Rodrigo  
8 VELASQUEZ-Cota and Monique RUIZ-Montenegro.

9 On February 6, 2008, at approximately 1700 hours, VELASQUEZ and RUIZ, U.S.  
10 citizens, entered the U. S. at the Calexico, CA West Port of Entry (POE) from Mexico.  
11 VELASQUEZ was the driver and RUIZ the passenger of a 2005 Dodge Stratus.

12 In pre-primary, Canine Enforcement Officer (CEO) J. Jones was conducting a roving  
13 operation with Narcotic Detector Dog (NDD) and Customs and Border Protection Officer  
14 (CBPO) J. Carp. NDD alerted to the presence of contraband concealed within the Stratus and  
15 CEO Jones notified CBPO Carp of the alert. VELASQUEZ, RUIZ and the vehicle were escorted  
16 to secondary for further inspection.

17 In secondary, CBPO Carp discovered several packages concealed within the dashboard of  
18 the vehicle. CBPO Carp probed one of the packages and extracted a white, powdery substance  
19 that field-tested positive for cocaine. The total weight of the packages was 24.86 kilograms  
20 (54.69 pounds).

21 A registration certificate found in the vehicle showed that VELASQUEZ was the  
22 registered owner.

23 RUIZ was advised of her Miranda rights, which she waived and agreed to answer  
24 questions without an attorney present. RUIZ stated she knew the vehicle contained controlled  
25 substances when it crossed into the U.S. RUIZ stated that VELASQUEZ told her there were  
26 controlled substances in the car and that he agreed to pay her \$500.00 for her participation in the  
27 smuggling venture.